

OGC 72-1831

15 December 1972

MEMORANDUM FOR: SA/Information Control

SUBJECT : Declassification Review of General Wheeler
Interview

1. As you know Executive Order 11652 does not require review of classified documents against the standards of Section 5(B) unless the information is 10 years old. The interview of General Wheeler apparently was in 1964. Thus, confining ourselves strictly to specific requirements of the Order, I suppose we could reply to the Pentagon without reference to the standards prescribed by the Order; that is, we could refuse to review for declassification. But this seems unduly technical in approach and in any event would buy only a year or so. It is my suggestion that unless we can conclude that the documents must remain classified under one of the exemptions of Section 5(B), we should not request continuing classification. Several of the exemption provisions clearly are not applicable. But exemptions 4 and 3 might well apply. In this connection the fact that information has been made available to the public would not warrant declassification, unless it was made available by an authorized government official. In any event, the action of the "responsible component" would be required by

2. Some changes in the proposed letter from the Assistant to the Director thus would be in order.

Associate General Counsel

Attachment

OGC

Original-Addressee

1-SECURITY-E.O. 11652-Classification & Declassification subj ✓

1- signer

Approved For Release 2004/11/29 : CIA-RDP75-00793R000200180001-8

1-Chrono